

ORIGINAL

cc: JMS / Filop

Pro Se 15 (Rev. 12/16) Complaint for Violation of Civil Rights (Non-Prisoner)

FILED IN THE

UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

# UNITED STATES DISTRICT COURT

OCT 13 2023

for the

District of HAWAII

Division

at 3 o'clock and 41 min. P.M.  
Lucy H. Carrillo, Clerk

Case No. CV23 00422 JMS RT

(to be filled in by the Clerk's Office)

Jury Trial: (check one) ☒ Yes ☐ No

TFP SUBM.

Tony Ray Petty

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

①. KEVIN SOUZA ③. VOLTAIRE GANSIT

②. JESSICA VILLORIA. ④. MICHAEL KAWAKUMI

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

## COMPLAINT FOR VIOLATION OF CIVIL RIGHTS

(Non-Prisoner Complaint)

### NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed in forma pauperis.



## ①. AMENDMENT

Oct. 12. 2023

WORSHIP ANY SET  
RELIGION OR HIGH  
POWER YOU DRAW UPON  
TRADITIONAL, CONVENTIONAL

I God I law I love  
I order I family AND ITS MY BELIEF  
AND NOBODY'S BUT MINE -

I DONT BELIEVE IN  
A SOCIETY WHERE  
ADULTS -N- CHILDREN  
CAN KILL ONE OF  
THE OTHER AND  
any in that  
society sleeps  
safe n- sound.

②. Right to defend, keep and be  
protected in their home  
belonging and person

RIGHTS TO ALWAYS PROTECT YOURSELF  
and your belongings and papers  
and your effects. Not charged twice  
for the same Capital Crime or

③. punishment.

BY HPD

constant Harrassment w/no  
WARRANT on Hand - @ public housing

John  
Bryant.

cause me to loose my place of residence appearing  
without being calling placing evidence of contraband  
to create a probable cause. THES PERVERTED  
trespassing on private property w/o just cause.

4 ④th Amendment. - The Right to be secure  
in their persons, houses, papers, and  
effects against unreasonable searches  
and seizures, shall not be violated  
; and no Warrants shall ~~be issued~~  
~~without~~ by issued but  
upon probable cause, supported by oath or  
affirmation and particularly describe  
the place to be SEARCHED, and the person  
or things to be seized.

unreasonable SEARCHER

5

NO PERSON SHALL BE HELD TO ACCOUNT FOR A CAPITOL, OR INFAMOUS CRIME UNLESS ON A PRESENTMENT OR INDICTMENT OF A GRAND JURY EXCEPT IN CASES ARISING IN THE LAND OR NAVAL FORCES OR IN THE MILITIA WHEN IN ACTUAL SERVICES IN TIME OF WAR OR PUBLIC DANGER. NOR SHALL ANY PERSON BE SUBJECT FOR THE SAME OFFENSE TO BE TWICE PUT IN JEOPARDY OF LIFE OR LIMB. NOR SHALL BE COMPELLED IN ANY CRIMINAL CASE TO BE WITNESS AGAINST HER OR HIMSELF NOR BE DEPRIVED IN LIFE, LIBERTY, OR PROPERTY, WITHOUT DUE PROCESS OF LAW.

Dec 12, 2018  
charge w/ucpv.  
Dec 12, 2022 = 4 years.  
Court Date set Jan 10, 2023

(nor shall private property be taken for public use w/o just compensation)  
GRADER V UNITED STATES, 358 U.S. 307, 1959. CESC V. 358-30.

A. PROBABLE CAUSE.

EXIST WHERE THE FACTS OF THE CIRCUMSTANCE IS COMPELLING AND IN DENYAL.

To intentional cause an over lay of lap to distract

8. Intention Terrorize Emotional Distress cause by the psychological torture abuse from H. P. D

Railroad Police Department  
Special Krow Unit. color of law  
EXAMPLES

II

Judge Kevin Souza - waived my right to speedy trial

- ①. several time / w/ the intention to run new charges together with out first asking me if I was going to trial he assume me guilty before his own bench and court room clearly ranting on about some HRS that didn't pertain to me.
- ②. Dept. Voltaire Mansit - on Jan 09 2023 Dept public Defender Mansit - Ran back into cause right after I was released him from his duties, outside of the courtroom, to seek a psych evaluation discussing me and my case w/o my lawful consent.
- ③. Jessica Villoria. When informing her that I am age of majority and I don't need anyone telling what is right or wrong now. She said Quote on Quote of I don't listen to her that I could loose my House because Sect 8 is a privilege and not a right, I'm still offended.

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## Defendant No. 3

Name

Job or Title (if known)

Address

County

Telephone Number

E-Mail Address (if known)

Jessica Villaria  
 A-Probation Officer  
 777 Punchbowl Court House  
 Honolulu Hawaii 96813  
 Honolulu

☒ Individual capacity ☒ Official capacity

## Defendant No. 4

Name

Job or Title (if known)

Address

County

Telephone Number

E-Mail Address (if known)

Keoni Bryant AKA John Bryant  
 DIRTY COP. N- CRU.  
 Kailua Police Department  
 Waimanalo HI 96795  
 Honolulu /

☒ Individual capacity ☒ Official capacity

## II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

☐ Federal officials (a *Bivens* claim)

☒ State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

I OWE NO OBEDIENCE TO ANYONE. UNDER THE 14th amendment.  
 U.S. vs Wong Kim Ark, 169 US. 649 1898. Thus I am not subject  
 to your jurisdiction there of.  
 (14th) Right to LIVE FREEDOM to BE. I cont with add violation  
 AMENDMENT

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

- D. Section 1983 allows defendants to be found liable only when they have acted "under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia." 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

attached NOTES Explained. →

### III. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. Where did the events giving rise to your claim(s) occur?

777  
Punchbowl Courthouse, Honolulu, Hawaii

- B. What date and approximate time did the events giving rise to your claim(s) occur?

Jan, 9, 2023

- C. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)

My Constitutional Rights was violated.  
see Attached. and requested info.

1<sup>st</sup> Freedom of Speech - Religion.2<sup>nd</sup> Bear arms - Protest - Family, Home, Childling.3<sup>rd</sup> RIGHT TO BE SECURE - N-SAFETY - Rape -4<sup>th</sup> Brought again on same charge. BAIL.5<sup>th</sup> AMENDMENT. RIGHT 2. PLEAD.14 AMENDMENT. EQUAL PROTECT. 6<sup>th</sup>6<sup>th</sup> GREEDY TRIAL

COMMON DEFENSE.

THE HECK BAR.

Tony Petty

Oct 12, 2023

HECK VS. HUMPHREY.

CLEARLY ESTABLISH

CODE.

IF. A

LAW.

UNDER WHAT ACT ARE YOU COMPLAINTING UNDER.

ILL TORT IMMUNITY (ACT.) Lawyer operating in

- COERCION w/ the Bad Faith and conspiring
- Pro Secuter & Judge: against his own client.

A STATE OR FEDERAL 1) DEFAMATION of  
move out of and into: character/assassination.

B MALICIOUS PROSECUTION. / Social Rejection  
Voltaire Gansit unnecessary ways.

C BATTERY & ASSAULT WRECKLESS ENDANGERMENT.  
Hpd John Bryant Draw his WEAPON amongst children.

D INTRUSION UPON SECLUSION  
! OTHERWISE would not have been heard incrimination!  
EVIDENCE...

E CONVERSION (STEALING), SPEACIAL CRIM 4 info, accepting  
JESSICA Villoria. promising freedom  
kickbacks.  
INCENTIVES....

F TRESPASS. ON PRIVATE PROPERTY: H.P.D.

INVASION of PRIVACY. WRECKLESS ENDANGERMENT.  
- INTENT to CONSPIRE TO FAISELY IN FRAUD Imprisonment...  
CONJECT

- INITIAL DISCLOSURE. OF EVIDENCE & WITNESSES.

- Oral Depositions. DEMAND & RESOLUTION and  
NOTICE OF  
GLOBAL UNIVERSAL REMEDY.

- request to permit entry onto land OR inspect evidence.

- requests of admit. sworn in under oath what are  
these duties.

- 3060 deposition of a city Representative.

Mead

Title 37 Hawaii Penal Code.

706 Disposition of convicted defendants.

706 - 630 Discharge of defendants

§ 706-630 : commentary.

§ 706-625 (1) § 706-622.5 completed  
petitioners Probation term and was subtle  
discharged and thus satisfied. the disposition  
of the Court.

706-622 v 5(42) 129 H. 363, 300 P. 3d  
1022 (2013) under (1993) Sections.

(1999) defendant should have been Release of the Obligation  
imposed by (p 2d (987) the Probation Sentence.  
986

986 thus Trial Court

Mead

## IV. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

PTSD - Severe Anxieties / Official Anxieties,  
 FEAR F M LIFE / Social anxieties  
 THE Physiological Visit to have treatment.  
 UNNECESSARY Bullying by public Officer.  
 physical abuse the K.P.D took me  
 in booking room close the blinds and  
 started to beat me w 6 men <sup>COPS DID THIS</sup> w guns to m  
 Beats me up cause I live in a Tent on the beach.

## V. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

Dismiss any and all cases the state  
 fraudulently draw up upon my name and  
 Destroy any and all encriminating evident  
 against the state. that the <sup>state</sup> possess of my  
 name. Any fines and fees to be repaid

2 Departments 7 violation and a  
 Fair and Reasonable Remedy  
 7 Employees all Insured and bonded.  
 4 million per head. x 10 % x \$717,000.00  
 = 7 million of Employee Insurance Bonds.  
 107K per employed  
 \$749,000.00  
 FOR relief and compense

**VI. Certification and Closing**

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

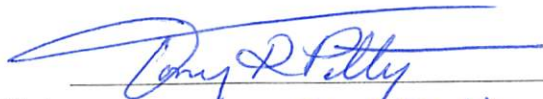
**A. For Parties Without an Attorney**

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 10.13.2023.

Signature of Plaintiff

Printed Name of Plaintiff

  
Tony R. Petty.

**B. For Attorneys**

Date of signing: \_\_\_\_\_

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Address

City

State

Zip Code

Telephone Number

E-mail Address